

Case 1:10-cv-01385-CM Document 51 Filed 04/15/11 Page 1 of 2

McMahon

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

MOHAMMAD SHAJAN, MOHAMMAD
RAHMAN, MILTON CAGUANAO,
ZAHANGIR ALAM, MOHAMMAD
YOUSUF on behalf of themselves and other
similarly situated,

Index No.: 10-cv-01385-CM

Plaintiffs,

v.

BAROLO, LTD., and PAOLO SECONDO

Defendant.

USDS SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: <u>41811</u>
DATE FILED: <u>4/18/11</u>

STIPULATION OF DISMISSAL WITH PREJUDICE

IT IS HEREBY STIPULATED AND AGREED, Plaintiffs Mohammad Shajan, Mohammad Rahman, Milton Caguano, Zahangir Alam, Mohammad Yusuf, (collectively, "Plaintiffs") and Barolo, LTD., and Paolo Secondo (collectively "Defendants" or "Barolo") by and through their undersigned counsel, that the above-captioned action has been resolved by the Parties. The matter includes claims asserted under the Fair Labor Standards Act and the New York Labor Law, and the resolution includes a payment of monies by Defendants to Plaintiffs which includes back wages, liquidated damages, interest, costs and attorneys' fees.

The parties accordingly agree that the action be and is hereby dismissed, with prejudice, and with no additional award of attorneys' fees or costs by the Court to any party.

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Respectfully,

JOSEPH, HERZFELD, HESTER & KIRSCHENBAUM LLP

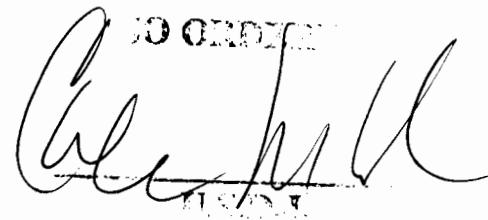
s/ D. Maimon Kirschenbaum
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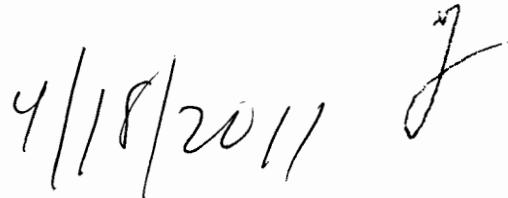
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A handwritten signature in black ink, appearing to read "Carolyn D. Richmond". The signature is fluid and cursive, with "Carolyn" at the top, "D." in the middle, and "Richmond" at the bottom.

A handwritten date in black ink, reading "4/18/2011". To the right of the date is a handwritten letter "J".